

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)	MM Docket No. 94-76
)	MM Docket No. 94-77
Amendment of Section 73.202(b),)	MM Docket No. 95-51
Table of Allotments,)	RM-8470
FM Broadcast Stations.)	RM-8477
(Chester, Shasta Lake City,)	RM-8523
Alturas, McCloud, Weaverville,)	RM-8524
and Shingletown, California.))	RM-8591

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TO: Commissioners, Federal Communications Commission. FCC 98-157-211

SUPPLEMENT TO APPLICATION FOR REVIEW.

m. JAYNE sawyer ("sawyer") d/b/a m. JAYNE enterprises, hereby submits this SUPPLEMENT TO APPLICATION FOR REVIEW to the Commissioners of the Federal Communications Commission ("FCC") of the Action taken by the Delegated Authority ("DA"), the Chief, Policy and Rules Division, in the MEMORANDUM OPINION AND ORDER ("MO&O") DA 98-778, adopted 15 April 1998, and released 24 April 1998. (NOTE: APPLICATION FOR REVIEW citation was DA 98-788, the **correct citation** is DA 98-778.) sawyer filed the APPLICATION FOR REVIEW concerning this Matter on 20 May 1998.

SUPPLEMENT.

sawyer has just become aware of additional facts that support the APPLICATION FOR REVIEW. In an effort to provide a complete Record in these proceedings, sawyer now submits this additional information.

Beginning on Page 5, Paragraph 2 of the APPLICATION FOR

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REVIEW (ISSUE No. 2), sawyer illuminates the "public interest" factors that need to be considered when comparing different Allotment plans for a community. sawyer has learned of an additional "public interest" factor that should be considered when comparing sawyer's alternate Allotment plan as enumerated in sawyer's PETITION FOR RECONSIDERATION OF REPORT AND ORDER IN MM DOCKET Nos. 94-76 and 94-77 (11 FCC Rcd 5288 (1996)) ("RO&O I"), and the consolidated counterproposal offered by Goldrush Broadcasting ("Goldrush").

ALLOTMENT TO SHASTA LAKE CITY, CALIFORNIA.

The consolidated counterproposal by Goldrush would Allot FM Channel 296C3 to the community of Shasta Lake City, California. sawyer's alternate Allotment plan would Allot FM Channel 241C2 (or Channel 241C3 as cited in the APPLICATION FOR REVIEW) to Shasta Lake City. sawyer has learned that the Allocation of FM Channel 296C3 to Shasta Lake City will displace FM Translator Station K 296CE, licensed to Shasta Lake City (formerly called Central Valley, California), which operates on the same FM Channel (File No. BLFT-900813 TH). FM Translator K 296CE rebroadcasts the programs of Non-commercial Educational FM Station KZFR, Chico, California.

While recognizing that FM Translators are a "secondary service", there is still a "public interest" factor to be considered when a new Allotment will displace an existing FM Translator, and there also exists an alternate FM Channel

Allotment that would not displace the existing FM Translator.

Such is the case for Shasta Lake City, California. The "public interest" factor to be considered is the Commission's objective for the "Provision of as many program choices to as many listeners as possible". (BC Docket No. 80-130, 90 FCC Rcd, 89). The Allotment of FM Channel 296C3 will displace FM Translator K 296CE at Shasta Lake City. This represents the loss of one "program choice", while gaining another. However, the Allotment of FM Channel 241C2 (241C3) would not displace this existing "program choice", and would add one additional "program choice" to Shasta Lake City, consistent with the Commission's objectives.

The primary Station of FM Translator K 296CE, KZFR(FM), is a community licensed Non-commercial Educational FM Station. It is managed and programmed by community volunteers, and offers a eclectic mix of programs, all produced by members of the community. With the recent debate, both in the popular press and at the FCC itself, concerning the lack of "diversity" in Broadcasting today, coupled with the proposals before the FCC to sanction "community radio stations" utilizing low power FM Channels, it seems counterproductive to displace FM Translator K 296CE, which broadcasts these types of community based programs already, when there exists an alternate Allotment that would not displace this "program choice".

Attached as **EXHIBIT 1** is a copy of the KZFR Program Guide, which illustrates the types of programs being broadcast. K 296CE serves Shasta Lake City, and the surrounding communities of Redding, Bela Vista, Palo Cedro, Millville, Anderson, and

Cottonwood, California, and represents a truly "unique" program choice for these communities.

sawyer requests that the Commission consider this additional "public interest" factor when considering sawyer's APPLICATION FOR REVIEW.

All statements contained in this SUPPLEMENT TO APPLICATION FOR REVIEW are accurate and true to the best of my knowledge.

DATE: 21 May 98

P.O. Box 1074,
Chico, CA. 95927

SIGNATURE: m. Jayne s.
(m. JAYNE sawyer.)

CERTIFICATION OF SERVICE.

I, m. JAYNE sawyer, do certify that a copy of the foregoing SUPPLEMENT TO APPLICATION FOR REVIEW of MEMORANDUM OPINION AND ORDER DA 98-778, has been mailed to the parties listed below via first-class mail, postage pre-paid, on this 21st day of May, 1998.

Parties served:

Mr. Mark Allen
3745 McHale Way,
Redding, CA. 96001

Mr. Ralph Saul, President
Goldrush Broadcasting
7544 Second Street,
Downey, CA. 90241

SIGNATURE: m. jayne s.
(m. JAYNE sawyer.)